

109TH CONGRESS
2D SESSION

H. R. 5560

To amend title 49, United States Code, to limit fees imposed in connection with background checks for the issuance of licenses to operate a motor vehicle transporting a hazardous material, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 2006

Mr. CARNAHAN introduced the following bill; which was referred to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title 49, United States Code, to limit fees imposed in connection with background checks for the issuance of licenses to operate a motor vehicle transporting a hazardous material, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Professional Driver
5 Background Check Efficiency Act of 2006”.

1 **SEC. 2. BACKGROUND RECORDS CHECKS FOR MOTOR VE-**
2 **HICLE LICENSES FOR THE TRANSPORTATION**
3 **OF HAZARDOUS MATERIALS.**

4 Section 5103a(d) of title 49, United States Code, is
5 amended by adding at the end the following:

6 “(3) COST.—The total amount of a fee imposed
7 upon a person to cover costs, including administra-
8 tive and other costs, associated with carrying out a
9 background records check under this section shall
10 not exceed \$50.

11 “(4) ASSISTANCE TO STATES.—The Secretary
12 may reimburse a State for costs incurred by the
13 State in connection with background records checks
14 carried out under this section.”.

15 **SEC. 3. ELIMINATION OF REDUNDANT BACKGROUND**
16 **RECORDS CHECKS.**

17 Section 5103a(g)(1)(B) of title 49, United States
18 Code, is amended by adding at the end the following:

19 “(iv) SPECIAL RULE RELATING TO
20 TRANSPORTATION SECURITY CARDS.—An
21 individual described in clause (i) shall not
22 be subject to an additional background
23 records check in connection with the
24 issuance of a transportation security card
25 under section 70105 of title 46 and shall

1 not be required to pay a fee under such
2 section.”.

3 **SEC. 4. STUDY TO IDENTIFY REDUNDANT BACKGROUND**
4 **RECORDS CHECKS.**

5 (a) STUDY.—The Comptroller General shall conduct
6 a study of background records checks carried out by Fed-
7 eral departments and agencies that are similar to the
8 background records check required under section 5103a
9 of title 49, United States Code, to identify redundancies
10 and inefficiencies in connection with such checks.

11 (b) CONTENTS.—In conducting the study, the Comp-
12 troller General shall review, at a minimum, the back-
13 ground records checks carried out by—

- 14 (1) the Secretary of Defense;
15 (2) the Secretary of Homeland Security; and
16 (3) the Secretary of Energy.

17 (c) REPORT.—Not later than 9 months after the date
18 of enactment of this Act, the Comptroller General shall
19 submit to Congress a report on the results of the study,
20 including an identification of redundancies and inefficien-
21 cies referred to in subsection (a) and recommendations for
22 eliminating such redundancies and inefficiencies.

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